

YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR MINUTES
July 23, 2007

The Yadkin County Board of Commissioners met in Regular Session on Monday, July 23, 2007 at 7:00 pm, in the Yadkin County Human Services Building (Commissioners Meeting Room), 217 East Willow Street, Yadkinville, NC.

Present were:

Chair Kim Clark Phillips
Vice Chair Tommy Garner
Commissioner Brady Wooten
Commissioner Chad Wagoner
Commissioner Joel Cornelius

Staff present: County Manager, Eric Williams; County Attorney, James Graham; and Clerk to the Board, Gina Brown.

CALL TO ORDER by Chair Phillips at 7:00 pm

INVOCATION by James Graham

PLEDGE OF ALLEGIANCE led by Chair Phillips

ADJUSTMENTS TO/ADOPTION OF THE AGENDA

Commissioner Wooten noted that a Public Hearing for Community Development Block Grant Funds had been duly motioned and approved at the previous meeting which was not included on today's agenda. This Public Hearing will be added under the **Board Reports** section of the agenda along with a presentation from YVEDDI Transportation Director, Charlie Walker.

Chair Phillips requested adding a budget amendment under **Board Requests** for the Tax Administration Office in regards to an exited employee.

Chair Phillips requested adding an update from Randy Dardin of Arcadis in reference to I-77 water project under the **Board Reports** section of the agenda.

Commissioner Wooten made a motion to accept the agenda with noted adjustments.
Commissioner Cornelius second.

Vote: 5-0

PUBLIC COMMENTS

There were no speakers for public comment at today's meeting. Public Comment section of the agenda was closed at 7:08pm.

APPROVAL OF MINUTES

Board members Wooten and Wagoner asked for clarifications but it was determined that no adjustments were needed.

Motion by Commissioner Wooten, second by Commissioner Cornelius, to approve the following minutes:

June 18, 2007 Recessed Meeting – Budget Meetings with Department Heads

June 20, 2007 Recessed Meeting – Budget Meetings with Department Heads

June 21, 2007 Recessed Meeting – Budget Meetings with Department Heads

Vote: 5-0

PUBLIC HEARING

Planning & Development Director Kim Bates requested the setting of a Public Hearing for each of the following rezoning petitions:

- (1) Zoning Text Amendment: Articles 1, 11, 17, and 21
- (2) Butner Mill Road Property from RA to RR
- (3) Dobbins Mill Road Property from CB to RA

Commissioner Wooten made a motion to set Public Hearing for each of the zoning petitions on August 20, 2007 at 7:00pm. Vice Chair Garner second.

Vote: 5/0

BOARD APPOINTMENTS

Chair Phillips recommended Larry Vestal to replace Sharon Ionatte on the Board of Adjustments.

Vice Chair Garner made a motion to appoint Larry Vestal to the Board of Adjustments. Commissioner Wagoner second.

Vote: 4/1 (Wooten against)

Chair Phillips presented a request from the Piedmont Triad Partnership for a Yadkin County representative to their Board. Yadkin County will have a representative on this Board for 2 year terms and then rotate off. Some discussion followed in reference to the lack of constant representation. It was also discussed that currently Vice Chair Garner is listed as the Yadkin representative and the Board questioned whether a subsequent appointment would replace Garner or be an additional appointment. It was the consensus of the Board that Yadkin, as well as other participating counties, should have constant representation. Chair Phillips agreed to inquire further into this matter.

Vice Chair Garner made a motion to appoint Chair Phillips as the Yadkin County representative to the Piedmont Triad Partnership Board. Commissioner Wooten second.

Vote: 5/0

Chair Phillips made a motion to appoint County Manager Eric Williams as the alternate for Chair Phillips on the Piedmont Triad Partnership Board. Commissioner Cornelius second.

Vote: 5/0

BOARD REPORTS/REQUESTS

Charlie Walker, YVEDDI Transportation Director, presented information on The Rural Operating Assistance Program (ROAP). Mr. Walker reported that these are state and federal funds allotted to counties to address transportation concerns for Work First participants, elderly, and disabled. Annually, the County Board of Commissioners must decide who will administer ROAP funds. Mr. Walker is requesting that YVEDDI be named as the administrator of these funds. Board members had some questions regarding ROAP funds and how it would relate to Cape Fear transportation services. Mr. Walker explained that these funds are separate and above all other transportation funds afforded to YVEDDI and would not cause any conflicts or concern with other transportation services. In addition, Mr. Walker announced that he has applied for additional funds through this program and feels reasonably assured of the award.

[ROAP Documents could not be entered into the minutes electronically, instead are offered as a hard copy and are attached as Addendum A]

Administration of ROAP Transportation Funds opened for Public Hearing.

Peggy Boose stated that her father had chosen to use YVEDDI for transportation to and from dialysis even though there were ample family members that could have provided that transportation. Ms. Boose remarked that YVEDDI always provided the best care, allowed her mother to ride as comfort to her father, and always made sure her father was in the house safely before departing. Ms. Boose added that the NC Department of Health and Human Services website posts that DSS and Medicaid transportation "must be by the least expensive means suitable".

Public Hearing closed on ROAP Transportation Funds.

Vice Chair Garner made a motion to allow YVEDDI to administer the Rural Operating Assistance Program Funds for 2007-2008. Commissioner Wooten second.

Vote: 5/0

Rob Snyder, President of Yadkin Sports Club, provided information to the Board in regards to soccer equipment for the county park.

General Overview of Soccer in Yadkin County:

Recreation - Ages 3-14, local county league play

Challenge - Ages 10-17, more competitive play, travel Piedmont Triad area

Classic - Ages 12-17, higher level of competition, travel statewide/intra-state

	# of Players - 2006
Boonville	96
Courtney	90
East Bend	45
Fall Creek	75
Forbush	104
West Yadkin	150
Yadkinville	121
Home School	6
Recreation Total:	687
Challenge	90
Classic	30
County Total:	807

Facilities used for soccer:

	Practice Areas	Matches
Boonville	School baseball outfields	County Park
Courtney	School baseball outfields, local churches, coach's back yards	County Park
East Bend	School baseball outfields	County Park
Fall Creek	School baseball outfields	County Park
Forbush	School baseball outfields	County Park
West Yadkin	School baseball outfields, share with football/cheerleading	County Park
Yadkinville	Unifi softball field, local churches, coach's back yards, U5-U6 in small designated areas of the park	County Park
Challenge	Wherever possible, coach's back yards	Piedmont area/County Park
Classic	Wherever possible, Unifi softball field	Statewide/Intra-state/County Park

New Soccer Field History:

- The field was necessary to relieve growing pressure on the (2) existing fields and baseball outfields at the Park. Even with the additional field, 2-3 age groups will still have to play on the baseball outfields.
- A shortage of practice fields still will be an issue
- The land for the field was made available by the County at the Park
- Completed grading and initial seeding in Fall 2006
- New field costs to date - \$31,150 (grading & seeding)
 - o \$10,000 - provided by the EH Barnard Trust
 - o \$2,200 - provided through private donation
 - o \$18,950 - Yadkin Soccer Association savings
 - o Unforeseen problems pushed the project beyond the original expectations, leaving no additional funds for necessary equipment

- Current YSA financial situation:

	2007 Expected	2007 Expected Revenue
Grading -final payment	(\$2,500)	-
Temporary irrigation, fertilizer, seeding and runoff corrective measures - Summer 2007 (approximated)	(\$5,000)	-
2007-2008 Field maintenance on total of (3) fields - (anticipated)	(\$6,000)	-
New field maintenance fee - charged to all players (\$5 each)	-	\$4,035
Average Net Income (2003-2006)	-	\$1,457
Current YSA Account Balance	-	\$4,571
Totals:	(\$13,500)	\$10,063

Requesting assistance from the County with the following:

- 1) Purchase of goals for the new field (Estimated under \$8,000)
 - a. set 8'x24'
 - b. sets 6'x18'
 - c. sets corner flags
- 2) Future plan to address balls leaving the field on the East side down a steep bank
(Economical solution to be determined - costs not estimated at this time)

Organization of Soccer in Yadkin County

Yadkin Soccer Association
Volunteer Officers & Board
made up from Sports Club
Directors

Yadkin County Parks & Recreation

Role:

- ▶ Member of North Carolina Youth Soccer Association (NCYSA)
- ▶ Provide policies and rules for play through NCYSA
- ▶ Risk Mngmnt through NCYSA (background checks on coaches and other volunteers)
- ▶ Develop regular season game, pre and post season tournament schedules
- ▶ Schedule and pay all associated referee fees
- ▶ Address team disputes
- ▶ Register players with NCYSA for official rosters
- ▶ Provide Port-o-jons during Fall season
- ▶ Pay for turf maintenance (fertilizer, lime, seeding) on soccer fields
- ▶ Provide coaching education opportunities
- ▶ Man Park's golf cart to provide transportation to soccer field for handicap

Boonville	Courtney	East Bend	Fall Creek	Forbush	West Yadkin	Yadkinville
Elementary	Elementary	Elementary	Elementary	Elementary	Elementary	Elementary

Role:

- ▶ Provide the fields for play and some practice
- ▶ Mow the soccer and baseball fields
- ▶ Line fields and set up goals
- ▶ Handle trash pick up and disposal
- ▶ Maintenance to permanent bathrooms
- ▶ Maintenance to concession stand

Local volunteers operate Sports Clubs providing recreational sports at each elementary school

Role:

- ▶ Each Sports Club typically has a President, Vice President, Secretary, Treasurer
- ▶ Each sport has some number of Directors organizing sports they provide:
 - Soccer Baseball
 - Football Softball
 - Cheerleading Basketball
- ▶ Directors hold sign ups, charging fees
- ▶ Sports Clubs provide uniforms and practice equipment from registration fees
- ▶ Sports Clubs arrange practice facilities and practice schedules
- ▶ Sports Clubs pay fees to YSA for insurance, NCYSA registration, field maintenance (new)
- ▶ Handle parent/coach or parent/player issues

Mr. Snyder explained that soccer is the only sport that game fields are not provided for at each of the schools and the county park is the designated soccer arena for all 8 elementary school districts. Funds from other sources were used for grading, fertilizing, irrigation, and general maintenance of soccer fields. The Yadkin County Soccer Association falls short of \$8000 to complete the project. Mr. Snyder estimates \$8000.00 to purchase goals for the new and existing fields. Some discussion followed. There were concerns about the quality, specifications, and storage and handling of new goals. Parks and Recreation Director, Joe Boyette, assured the Board that the proposed goals would be sturdy yet moveable and nets would be stored in the off-season. The Parks and Recreation department would have full responsibility for the fields and the equipment.

Vice Chair Garner made a motion to allow The Yadkin County Soccer Association up to \$8000.00 for completion of the soccer fields including goals. Commissioner Cornelius second. Discussion continued. Vice Chair Garner had questions concerning the gate fee at soccer games and tournaments. Mr. Snyder explained the associations accounting practices and stated that the Board could certainly review the books of the association. Some Board members were concerned with the precedent that would be set for all other county sports clubs by funding the soccer association. There were questions about regulating the use of the soccer fields to decrease the wear and tear on the turf. Director Boyette remarked that it is a public park.

Vice Chair Garner amended his motion to increase the Parks and Recreation budget to allow for purchase of soccer goals and equipment in order to complete the soccer fields at the Yadkin County Park. Commissioner Cornelius second.

Vote: 5/0

Planning Director, Kim Bates, presented an update on SFR-07 Single Family Rehabilitation Program. SFR-07 provides funding for Yadkin County to assist with the rehabilitation of moderately deteriorated homes owned or occupied by low-income families. Currently, Yadkin County has 8 households that qualify. Funds must be expended by April 2009. Director Bates reported that there was no action to be taken by the Board, he simply wanted the Board to be kept apprised of the program.

Chair Phillips called for a recess at 8:32pm. Meeting reconvened at 8:46pm.

Randy Darden, Arcadis Engineer, presented updates on water and sewer projects.

[Arcadis documents could not be added electronically to the minutes, instead are offered as a hard copy and attached as Addendum B]

Highway 601 Extensions – This project is complete and awaiting reimbursement. There were some issues with flooding and ponding at the Hanover Park Winery. Arcadis engineers and Yadkinville Public Works personnel met to discuss options. The North Carolina DOT has been contacted to determine if steeper grading will alleviate the problem. There is also a pipe at the end of the line that is blocked. Replacing or cleaning may help with the ponding issue.

Randy offered his thoughts on the Courtney School and Fire Department extensions as well. The current amount of flushed gallons and the cost of flushing could be greatly offset by continuing the lines to Courtney School and Fire Department. Commissioner Wooten provided the following data in reference to recent flushing costs:

\$6,812 Nov.

5,658 Dec.

1,654 Jan.

3,574 Feb.

1,684 Mar.

2,964 Apr.

\$3,280 - 6 months average

Commissioner Wooten's data report also included that between 66,000 and 270,000 gallons per month are being flushed. After speaking with school maintenance personnel, it was determined that Courtney School could use approximately 4000 gallons per day on a 5-day basis for at least 9 months of the year reducing the amount of flushed gallons and cost. At present, only 3 businesses along the line have tapped on. Yadkin Valley Telephone, Hibco Plastics, and JH Craver are currently taking advantage of the water lines and Diversified Foam has made an application but taps are not yet complete. Some discussion occurred in reference to hook up becoming mandatory. Commissioner Wooten stated his willingness to reenter a motion to proceed with lines to Courtney School and Fire Department. Chair Phillips remarked that other water projects, such as water to Boonville is just as important. Capital projects should be limited to areas where it most advantageous. Although waterlines to Courtney would not increase revenues, it would certainly reduce the amount of water being wasted in flushing. Commissioner Cornelius reiterated the need for water at Forbush High School and stated that a water line from Pfafftown along Old Highway 421 should remain among the prospects for future waterlines. No final decision or action was taken on extending waterlines to Courtney School or Fire Department at this time.

Jonesville to West Yadkin – There is 1 outstanding easement. Commissioner Wooten has information to share in that regard during a closed session.

Jonesville Pump Station – The Pump Station does not provide adequate pressure and the best option would be to move the station. This expense would be shared equally with the town of Jonesville and there are adequate funds in the contingency plan.

Commissioner Wooten made a motion to go forward with the transfer of the Pump Station, expenses to be shared equally with the Town of Jonesville, and expenses not to exceed \$25,000 in County funds. Commissioner Wagoner second.

Vote: 5/0

I-77/421 Interchange – There are 2 change orders for this project. An additional 10' of boring was required using 10' of pipe for a total cost of \$35,000. Additionally, the cost of pipe increased to \$12.18 per foot. The original estimate was good for only 60 days.

Commissioner Wooten made a motion to approve both change orders. Commissioner Wagoner second.

Vote: 5/0

Commissioner Wooten made a motion to enter closed session per NCGS 143-318.11A5 at 9:28pm. Commissioner Cornelius second.

Vote: 5/0

Commissioner Wooten made a motion to end closed session at 10:20pm.

Commissioner Garner second.

Vote: 5/0

Commissioner Cornelius made a motion to pay \$120.00 to expunge an erroneous record. Commissioner Wooten second.

Vote: 5/0

BOARD REPORTS/REQUESTS (continued):

Clerk to the Board, Gina Brown, presented a budget amendment on behalf of the Tax Administration Department. Budget amendment requests payment of accrued vacation for an exited employee that could not have been anticipated in the approved 2007-2008 budget. In the absence of the Finance Officer and the Tax Administrator, the Board did not feel there was enough information available to make a decision. This budget amendment was postponed for August 6.

Date: July 23, 2007

General Fund:

Department: Tax Administration (Land Records)

Description	Account Number	Original Budget	Increase/(Decrease)	Amend
Appropriated Fund Balance	1044000-49000	1,391,616.00	4584.00	1,396,200.00
Salaries	1054141-51010	72,899.00	4034.00	76,933.00
Fica	1054141-51300	4520.00	250.00	4770.00
Medicare	1054141-51310	1057.00	58.00	1115.00
Retirement	1054141-51330	4374.00	242.00	4616.00

The reason for this amendment: Mr. John Bridgers, Land Records Supervisor tendered his resignation effective July 31, 2007 to accept a Tax Assessor Position in Polk County. The above amount is the accumulated vacation he has earned.

MANAGER REPORTS/COMMENTS

County Manager, Eric Williams, reported the following to the Board:

(1) Manager Williams discussed the likelihood that the Yadkinville Town Council would not approve rezoning for the Fred Hinshaw Road property for the purpose of a Jail/Law Enforcement Center. Manager Williams suggested withdrawing the petition and looking elsewhere for suitable Jail property. It was determined that a vote was not necessary as the original motion stated "contingent upon rezoning". It was the consensus of the Board to pursue other properties.

(2) Manager Williams reported discussions with Yadkin County school staff in reference to the new middle schools. A fairly aggressive schedule of completion has been reviewed. Construction is likely to begin in December 2007. More details will be forthcoming.

(3) Manager Williams reported a new relationship with Crissman, Mendenhall, Steelman for some employee insurance coverage. This will result in overall savings for the employee.

(4) Manager Williams briefly discussed the roof needs for the Agricultural Extension Building. In light of future plans to move staff from the current building, Manager Williams is recommending a flat roof. Manager Williams has asked Soil and Water Director, Jason Walker, to request new bids. This information will be presented at either the August 6 or August 20 meeting of the Board.

(5) Manager Williams provided the Board with a report of grant activity. Commissioner Wooten was concerned that there was no indication of activity from the Planning Director, Kim Bates. Commissioner Wooten asked Manager Williams to provide data on Director Bates grant writing activities each month and to note if there were 'none'.

(6) Manager Williams wished congratulations to Clerk, Gina Brown, for completing the notary class. Commissioner Cornelius also inquired about the Clerk's School. Clerk Brown reported that the school will not be offered again until January 2008.

(7) Manager Williams briefly reviewed his schedule of vacation, conferences, and various other meetings.

CALENDAR NOTES

Board Members received a flyer from the Yadkin Valley Cruisers inviting them to their monthly cruise-in.

COMMISSIONER COMMENTS

Commissioner Cornelius asked Manager Williams if there had been anymore discussion with the Social Security Administration about a satellite office for Yadkin County. Manager Williams is not aware of any further activity in this regard.

Commissioner Cornelius made a motion to eliminate the use of personal cell phones in county buildings. Commissioner Wooten second for discussion. Commissioner Wagoner stated he would like to give employees the benefit of the doubt. Chair Phillips felt that it would be creating a 'police state'. Commissioner Cornelius felt that county business should happen on county time and that there is no place for personal cell phones just as there are no place for personal phone calls on the job. After much discussion and debate, Commissioner Cornelius adjusted his original motion.

Commissioner Cornelius made a motion to have Manager Williams send a sternly written letter to county employees to limit the use of personal cell phones on the job and to include that the Board will take further action if necessary. Commissioner Wooten second.

Vote: 4/1 (Phillips against)

Commissioner Garner had no comments for this meeting.

Commissioner Wooten reported having received documents concerning the Mountain Crest Community. Commissioner Wooten asked Manager Williams to follow up on this issue and report to the Board at the August 6, 2007 meeting.

Commissioner Wooten discussed the Grant Report supplied by Manager Williams; specifically, the federal grant for reimbursement of expenses associated with housing undocumented aliens. There was also discussion in reference to the 287G Program. Major Widener remarked that 5 officers with the department are scheduled to participate in this training. Commissioner Wooten encouraged the Board to assist and support both of these matters.

Commissioner Wooten discussed the DSS contract with Cape Fear in reference to DSS and other county departments' authority to enter such contracts.

Commissioner Wooten made a motion that all contracts involving county money must come before the Board of Commissioners. Commissioner Cornelius second for discussion. Commissioner Wagoner remarked that the individual departments are better equipped to make decisions about contracted services for their individual departments than the Board. Chair Phillips added that Department Heads are trusted to make sound judgments. Attorney Graham informed the Board that all contracts involving county money should have a pre-audit certification by the Finance Director, and statement of adherence to legal form from the County Attorney, and an approval signature from the Board Chair.
Commissioner Wooten adjusted his motion to say that all contracts involving county dollars would be reviewed by the Finance Director for a pre-audit certification, the County Attorney for approval of legal form, and the Board of Commissioners for final approval. Commissioner Cornelius second the amended motion.

Vote: 5/0

Commissioner Wagoner officially announced his new address:

Chad Wagoner
5415 Speas Ferry Road
East Bend, NC 27018
336-699-2433

The address and other contact information can also be found on the website.

Chair Phillips made comments in reference to the waterline from Yadkinville to Boonville. The original estimated costs have come down from \$3 million to \$1.6 million. Boonville needs to have a Public Hearing on this matter in time to submit an application for funding through the Community Development Block Grant.

Chair Phillips reminded the Board of the upcoming VFW Breakfast and encouraged support of this event.

Chair Phillips asked Manager Williams to provide a report at the August 20, 2007 meeting in regards to savings resulting from the relationship with Bob Segal. Commissioner Wooten inquired about the percentage and length of obligation if savings are realized as a result of Segal's council. Manager Williams agreed to review these areas and report at the August meeting.

Chair Phillips had a concern about construction and traffic on I-77. Traffic back-up is caused by the interstate being only 1 lane in some sections due to construction. There is no action that can resolve this issue until construction is complete.

Chair Phillips asked Manager Williams to determine the number of businesses and homes that have tapped onto the Highway 601 Waterline and what measures have been taken to encourage applications to tap.

Attorney Graham provided data on collection of delinquent taxes. The goal for the fiscal year of 2006-2007 was \$450,000. The county collected \$504,322.76. A list of the county's top delinquent tax payers was also provided.

**[Delinquent Tax Report could not be added electronically to the minutes,
intead are offered as a hard copy and attached as Addendum C]**

**Commissioner Cornelius made a motion to adjourn. Commissioner Wooten second.
Vote: 5/0**

Prepared and Approved by Clerk to the Board